Attorney's Docket No.: 15670-009001 Client's Ref. No.: SD 2001-051

OFFICIAL COMMUNICATION

FACSIMILE

FOR THE PERSONAL ATTENTION OF:

EXAMINER AKM E. ULLAH

JAN U 6 2004

U.S. PATENT AND TRADEMARK OFFICE (PATENT)

COMMISSIONER OF PATENTS

WASHINGTON, D.C. 20231

PTO FAX NO: 703-872-9306

Number of pages including this page

Applicant: Mark Wang et al.

15

Art Unit : 2874

Serial No.: 09/998,012

Examiner: Akm Ullah

Filed

: November 28, 2001

FACSIMILE COMMUNICATION

Title

: Optical Switching and Sorting of Biological Samples and Microparticles

Transported in a Micro-fluid Device, Including Integrated Bio-chip Devices

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Attached to this facsimile communication cover sheet is a Request for Initialed PTO Form 1449, faxed this 6th day of January 2004, to the United States Patent and Trademark Office.

Respectfully submitted>

Date: January 5, 2004

Keg. No. 43,312

Fish & Richardson P.C. 12390 El Camino Real San Diego, California 92130 Telephone: (858) 678-5070

Fax: (858) 678-5099

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PAGE 1/15 * RCVD AT 1/6/2004 2:08:58 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/1 * DNIS:8729306 * CSID:8586785099 * DURATION (mm-ss):09-50

Attorney's Docket No.: 15670-009001 / SD 2001-051

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mark Wang et al. Art Unit : 2874

Serial No.: 09/998,012 Examiner: Akm E. Ullah

Filed: November 28, 2001

Title : OPTICAL SWITCHING AND SORTING OF BIOLOGICAL SAMPLES

AND MICROPARTICLES TRANSPORTED IN A MICRO-FLUID DEVICE, INCLUDING INTEGRATED BIO-CHIP DEVICES

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

REQUEST FOR INITIALED PTO FORM 1449

Upon reviewing the file, applicants noted that they have not received an initialed copy of the enclosed PTO Forms 1449 that accompanied information disclosure statements filed June 4, 2003, June 18, 2003 and September 16, 2003.

Applicants' records show that these information disclosure statements complied with 37 CFR 1.97. Thus, we respectfully request that the examiner initial and return the attached forms as soon as possible. Note, applicants must pay the issue fee by

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

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S. Gebhart

Name of Person Signing Certificate

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Reg. No. 43,312

Attorney's Docket No.: 15670-009001 / SD 2001-051

March 15, 2004, so the examiner's prompt attention to this matter would be appreciated.

Respectfully submitted,

Date: January 6, 2004

Fish & Richardson P.C. PTO Customer No. 20985 12390 El Camino Real San Diego, California 92130 (858) 678-5070 telephone (858) 678-5099 facsimile

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Sheet <u>1</u> of <u>1</u>

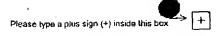
Substitute Form PTQ-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attomey's Docket No. 15670-009001	Application No. 09/998,012	
by A	closure Statement pplicant	Applicant Mark Wang et al.		
(Use several sheets if necessary) (37 CFR §1.98(b))		Filing Date November 28, 2001	Group Art Unit 2874	

	U.S. Patent Documents										
Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate				
	AA	6,221,654	4/24/2001	QUAKE ET AL.							
	AB	2002/0005354	1/17/2002	SPENCE ET AL.							
	AC	6,344,325	2/5/2002	QUAKE ET AL.							
	AD	2002/0058332	5/16/2002	QUAKE ET AL.							
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Foreign Patent Documents or Published Foreign Patent Applications								
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	Other Documents (include Author, Title, Date, and Place of Publication)						
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	AR						
	AS						
	AT						

Examiner Signature	Date Considered
EXAMINER: Initials citation considered. Draw line through citation if n next communication to applicant.	ot in conformance and not considered, Include copy of this form with
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Substitute for	form 1449A/PTO			Complete if Known		
				Application Number	09/998,012	
INFOR	MATION I	DISCI	_OSURE	Filing Date	November 28, 2001	
STATE	MENT BY	'APP	LICANT	First Named Inventor	Mark Wang et al.	
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(บร	se as many shee	ts as nec	essary)	Examiner Name	AKM ULLAH	
Sheet	1 1	of	10	Attorney Docket Number	15670-009001	

Examiner	U.S. Patent Document Kind Code ²	Name of Palantee or Applicant of Cited Decument	Oate of Publication of Clied Document	Pages, Columns, Uhės, Whore Relevant Passages Relevant	
Inidals "	Number (if known)		MM-DD-YYYY	Figures Appear	
	US-3558877	Preseman	01/26/71		
	US-3628182	Achidn et al	12/14/71		
	US-3638139	Ashkin et al	01/25/72		
	US-3882183	Ashkin et al	05/09/72		
	US-3710279	Ashkin	01/09/73		
	US-3725810	Ashkin et al	04/03/73		
	US-3761721	Altshuler et al	09/25/73		
_	US-3778612	Ashkin	12/11/73		
	US-3793541	Ashkin et al	02/19/74		
	US-3808432	Ashkin	04/30/74		
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	US-4127329	Chang et al	11/28/78		
	US-4247815	Larson et al	01/27/81		
	US-4253846	Smythe et al	03/03/81		
	U\$-4327288	Ashkin et al	04/27/82		
-	US-4386274	Altshuler	05/91/83	<u> </u>	
	US-4390403	, Batchelder	06/28/83		
	US-4440638	Judy et al	04/03/84		
	US-4451412	Loiseaux et el	05/29/84		
	US-4453805	Ashkin el el	06/12/84		
	US-4520484	Huignard et al	05/28/85		
	US-4538657	Bruel	08/20/85		
	US-4627689	Aşher	12/09/86		
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	US-4827125	Goldstein	05/02/89		
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+	US-5274231	Chu el si	12/28/93		
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			•	Application Number	09/998,012		
INFO	PRMATIO	N DISCL	.OSURE	Filing Date	November 28, 2001		
STA	TEMENT	BY APP	LICANT	First Named Inventor	Mark Wang et al.		
Ψ.,,				Group Art Unit	2874		
	(use as many s	sheets as nec	essary)	Examiner Name	AKM ULLAH		
Sheet	2	of	10	Attorney Docket Number	15670-009001		

Examiner	U.S. Patent Document Kind Code ²	Name of Palentes or Applicant of Cited Document	Date of Publication of Cited Document	Pages, Columns, Lines, Where Relevant Passages o Relevant
inidais "	Number (if known)		MM-DD-YYYY	Figures Appear
	U\$-5337324	Ohtsu et al	08/09/94	
	US-5338930	Chu et al	08/16/94	
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	US-5637450.	Frankal et al	06/10/97	
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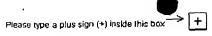
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Complete If Known Substitute for form 1449APTO Application Number 09/998,012 INFORMATION DISCLOSURE November 28, 2001 Filing Date STATEMENT BY APPLICANT Mark Wang et al. First Named Inventor Group Art Unit 2874 (use as many sheets as necessary) AKM ULLAH Examiner Name 15670-009001 of 10 Attorney Docket Number Sheet

	U.S. Palent Do	parment	Name of Patentee of Applicant	Date of Publication of	Pages, Columns, Unes, Where Relevant Passages of
Examinar Initials	Number	d Code ²	of Cited Document	Clied Document MM-DD-YYYY	Relevani Figures Appear
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	US-6055106		Grier et al	04/25/00	
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Examiner Initials*	Office	Number⁴	Kind Code ⁵ (if known)	or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relovant Figures Appear	Та
	WO	94/08221	A1	Warburton	04/14/94		
	WO	97/21832	A1	Eigen et al	06/19/97		
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	wo	00/45160	A1	Hefti	08/03/00		
	wo	00/45170	A2	Hefti	08/03/00		
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Substitute for form 1449A/PTO



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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

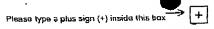
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Application Number	09/998,012				
Filing Date	November 28, 2001				
First Named Inventor	Mark Wang et al.				
Group Art Unit	2874				
Examiner Name	AKM ULLAH				
Attorney Docket Number	15670-009001				

Examiner	For	eign Palent Do	cument	Name of Pateniee or Applicant of Cited Document	Date of Publication of	Pages, Columns, Unes, Where Relevent	
Examinar Initials*	Office ³	Number ⁴	Kind Code ⁵ (// known)		Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	Τ,
	WO	00/54882	A1	Zhu et al	09/21/00		
	wo	01/05514	A1	Lock et al	01/25/01		
	wo	01/09606	A1	Hefti	02/08/01		
	WQ	01/11333	AZ	Ransom et al	02/15/01		
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	JP	11218691	A	Yasuda et al	08/10/99		abst

Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume—issue number(s), publisher, city and/or country where published.	Τ²
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Substitute fo	r form 1440A/F	סָדי		Complete if Known			
				Application Number	09/998,012		
INFOR	MATIO	N DISCL	OSURE	Filing Date	November 28, 2001		
STATE	MENT	BY APP	LICANT	First Named Inventor	Mark Wang et al.		
U				Group Art Unit	2874		
· (U	se as many s	theets as nec	essary)	Examiner Name	AKM ULLAH		
Sheet	5	of	10	Attorney Docket Number	15670-009001		

	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item	
Examiner Initals *	(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т
	ASHKIN, "Forces Of A Single Beam Gradient Laser Trap On A Dielectric Sphere In The Ray Optics Regime", Blophys.J., 61, February 1992, 569-582.	<u> </u>
	ASHIGN et al, "Observation Of A Single Beam Gradient Force Optical Trap For Dielectric Particles", Optics Letters, 11, 5, May 1986, 288-290.	
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				Application Number	09/998,012	
INFO	RMATION	DIS	CLOSURE	Filing Date	November 28, 2001	
\$TA1	STATEMENT_BY APPLICANT		First Named Inventor	Mark Wang et al.		
				Group Art Unit	2874	
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Sheet	6	of	10	Attorney Docker Number	15670-009001	

Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т,
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:	STATEMENT BY APPLICANT				First Named Inventor	Mark Wang et al.
					Group Art Unil	2874
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Exeminar Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-Issue number(s), publisher, city and/or country where published.	Τ²
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	• •		U.S. Pate	ent Documents			
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	AA	5674743	10/7/1997	Ulmer			
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